

DECLARATORY RESOLUTION NO. R-42-91

A DECLARATORY RESOLUTION confirming designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 4301 Engle Road, Fort Wayne, Indiana 46804 (Indiana Coatings Corporation).

WHEREAS, Common Council has previously designated by Declaratory Resolution the following described property designated and declared an "Economic Revitalization Area" under Division 6, Article II, Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana, of 1974, as amended, and I.C. 6-1.1-12.1, to wit:

Block 1, Engle Ridge Industrial Park, Section "A", according to the plat thereof recorded in Plat Book 33, pages 46-48, in the office of the Recorder of Allen County, Indiana, more fully described as: Part of the West half of (W1/2) of the Northeast Quarter (NE1/4) of Section 20, Township 30 North, Range 12 East, Wayne Township, Allen County, Indiana, more particularly described as follows: Beginning on the North line of said West half (W1/2) at a point situated 300 feet West of the Northwest corner thereof; thence Southerly by an interior angle of 92 degrees 08 minutes and parallel to the East line of said West half (W1/2) 520 feet; thence West with an interior angle of 87 degrees 52 minutes and parallel to the North line 330 feet; thence Northerly and parallel to said East line 520 feet to said North line, being also the centerline of Engle Road; thence East along said North line 330 feet to point of beginning; containing 3.939 acres of land, EXCEPTING ONLY The North 10 feet of Block 1, Engle Ridge Industrial Park, Section "A", according to the plat thereof recorded in Plat Book 33, pages 46-48, in the office of the Recorder of Allen County, Indiana, said North 10 feet containing 0.076 acres of land, more or less.

Part of the Engle Ridge Industrial Park, Section "A", as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana, more particularly described as follows: Commencing at the Northwest corner of Block 1, in Engle Ridge Industrial Park, Section "A"; thence South along the West line of Block 1, a distance of 10.0 feet to the true point of beginning; thence South along the West line of Block 1, a distance of 250 feet; thence West a distance of 40.0 feet to the East line of Block 2; thence North along the East line of Block 2, a distance of 250 feet to a point 10.0 feet South of the Northeast corner of Block 2; thence East a distance of 40.0 feet to the point of beginning, containing 0.229 acres.

1 contained in Petitioner's Statement of Benefits, are reasonable
2 and are benefits that can be reasonably expected to result from
3 the proposed described redevelopment or rehabilitation.

4 SECTION 5. The current year approximate tax rates for taxing
5 units within the City would be:

6 (a) If the proposed development does not occur, the
7 approximate current year tax rates for this site would
8 be 7.595561/\$100.

9 (b) If the proposed development does occur and no deduction
10 is granted, the approximate current year tax rate for
11 the site would be 7.595561/\$100 (the change would be
12 negligible).

13 (c) If the proposed development occurs, and a deduction
14 percentage of fifty percent (50%) is assumed, the
15 approximate current year tax rate for the site would be
16 7.595561/\$100 (the change would be negligible).

17 SECTION 6. Pursuant to I.C. 6-1.1-12.1, it is hereby
18 determined that the deduction from the assessed value of the real
19 property shall be for a period of 10 years.

20 SECTION 7. The benefits described in the Petitioner's
21 Statement of Benefits can be reasonably expected to result from
22 the project and are sufficient to justify the applicable
23 deductions.

24 SECTION 8. For real property, a deduction application must
25 contain a performance report showing the extent to which there has
26 been compliance with the Statement of Benefits form approved by
27 the Fort Wayne Common Council. This report must be submitted to
28 the Allen County Auditor's Office and the Common Council and must
29 be included in the deduction application. For subsequent years,
30 the performance report must be updated within sixty days after the
31 end of each year in which the deduction is applicable.
32

25% COTTON FIBER

1 said property more commonly known as 4301 Engle Road, Fort Wayne,
2 Indiana 46804.

3 WHEREAS, said project will create 75 additional permanent
4 jobs for a total additional annual payroll of \$1,125,000.00, with
5 the average new annual job salary being \$15,000.00; and

6 WHEREAS, the total estimated project cost is \$350,000.00; and

7 WHEREAS, recommendations have been received from the
8 Committee on Finance and the Department of Economic Development
9 concerning said Resolution;

10 WHEREAS, notice of the adoption and substance of said
11 Resolution has been published in accordance with I.C. 36-7-14-39,
12 The Fort Wayne Redevelopment Commission has adopted a Resolution
13 approving the designation.

14 NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE
15 CITY OF FORT WAYNE, INDIANA:

16 SECTION 1. That, the Resolution previously designating the
17 above described property an "Economic Revitalization Area" is
18 confirmed in all respects.

19 SECTION 2. That, the hereinabove described property is
20 hereby declared an "Economic Revitalization Area" pursuant to I.C.
21 6-1.1-12.1, said designation to begin on the effective date of
22 this Resolution and continue for a one (1) year period. Said
23 designation shall terminate at the end of that one (1) year
24 period.

25 SECTION 3. That, said designation of the hereinabove
26 described property as an "Economic Revitalization Area" shall
27 apply to a deduction of the assessed value of real property.

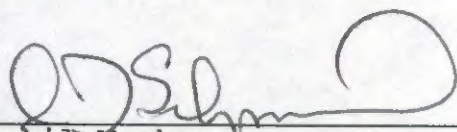
28 SECTION 4. That, the estimate of the number of individuals
29 that will be employed or whose employment will be retained and the
30 estimate of the annual salaries of those individuals and the
31 estimate of the value of redevelopment or rehabilitation, all
32

1 SECTION 9. The performance report must contain the following
2 information:

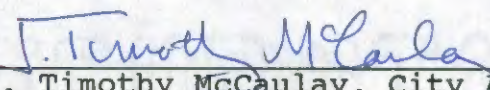
- 3 A. The cost and description of real property
4 improvements.
5 B. The number of employees hired throughout the end of
6 the preceding calendar year.
7 C. The total salaries of the employees hired through
8 the end of the preceding calendar year as a result
9 of the deduction.
10 D. The total number of employees employed at the
11 facility receiving the deduction.
12 E. The total assessed value of the real and/or
13 personal property deduction.
14 F. The tax savings resulting from the real and/or
15 personal property being abated.

16 SECTION 11. That, this Resolution shall be in full force and
17 effect from and after its passage and any and all necessary
18 approval by the Mayor.

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Council Member

APPROVED AS TO FORM AND
LEGALITY


J. Timothy McCaulay, City Attorney

Read the first time in full and on motion by Quinn seconded by Kennedy, and duly adopted, read the second time title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building Fort Wayne, Indiana, on Tuesday, the 13th of August, 1991, at 5:00 o'clock P.M., E.S.

DATED: 7-23-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Schmidt seconded by Henry, and duly adopted, placed on its passage. PASSED lost by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>5</u>			<u>4</u>
BRADBURY				<u>2</u>
BURNS	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA				<u>✓</u>
HENRY	<u>✓</u>			
LONG				<u>✓</u>
REDD				<u>✓</u>
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 8-13-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. B-42-91 on the 13th day of August, 1991,

Sandra E. Kennedy ATTEST
SANDRA E. KENNEDY, CITY CLERK

SEAL
Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of August, 1991 at the hour of 11:00 o'clock A.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 15th day of August, 1991, at the hour of 3:00 o'clock P.M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE CONFIRMING RESOLUTION

DEPARTMENT REQUESTING ORDINANCE Department of Economic Development

SYNOPSIS OF ORDINANCE Indiana Coatings is requesting a tax abatement in order to
build a 20,000 square foot warehouse addition.

Q-91-07-35

EFFECT OF PASSAGE Will allow for the creation of 75 new jobs.

EFFECT OF NON-PASSAGE Opposite of above.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) _____

ASSIGNED TO COMMITTEE (PRESIDENT) Mark GiaQuinta

BILL NO. R-91-07-35

REPORT OF THE COMMITTEE ON FINANCE

MARK E. GIAQUINTA, CHAIRMAN
DONALD J. SCHMIDT, VICE CHAIRMAN
BRADBURY, REDD, BURNS

*hold until
8-13-91
for vote*

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (~~ORDINANCE~~) (RESOLUTION) confirming designation
of an "Economic Revitalization Area" under I.C. 6-1.1-12.1
for property commonly known as 4301 Engle Road, Fort Wayne,
Indiana 46804 (Indiana Coatings Corporation)

HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(~~ORDINANCE~~) (RESOLUTION) _____

DO PASS

DO NOT PASS

ABSTAIN

NO REC

<i>[Signature]</i>	_____	_____	_____
<i>[Signature]</i>	_____	_____	_____
<i>[Signature]</i>	_____	_____	_____
<i>[Signature]</i>	_____	_____	_____
<i>C R Edmunds</i>	_____	_____	_____
<i>Samuel J. Tolson</i>	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

DATED: 8-13-91

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

July 24, 1991

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of
July 27, 1991, in both the News Sentinel and Journal
Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. R-91-07-34 & R-91-07-35
Revitalization Area

Please send us 3 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-91-07-34 AND R-91-07-35)

Notice is hereby given that the Common Council of the City
of Fort Wayne, Indiana, approved a Resolution on 7-23-91
date

designating property at 4301 Engle Road, Fort Wayne, Indiana 46804
(Indiana Coatings Corporation)

an Economic Revitalization Area. A description of the affected area
can be inspected in the County Assessor's Office.

Common Council will conduct a public hearing on whether
the above described resolution should be confirmed, modified and
confirmed or rescinded on Tuesday, August 13, 1991, at 7:00 P.M.,
date, time & place
EST, Common Council Conference Room 128, 1st Floor, City-County Bldg.

Fort Wayne IN

If confirmed, said designation shall continue for one (1) year after
confirmation.

All interested persons are invited to attend and be heard
at the public hearing.

Sandra E. Kennedy

Sandra E. Kennedy
City Clerk

FW Common Council
(Governmental Unit)

To:

The News-Sentinel

Dr.

Allen

County, Indiana

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

25 lines, 1 columns wide equals 25 equivalent lines
at .33 cents per line

\$ 8.25

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 9.25

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: July 27, 19 91

Title:

Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time (s), the dates of publication being as follows:

7/27/91

Subscribed and sworn to before me this 27th day of July, 19 91

Shelley R. Larue
Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL
(RESOLUTIONS NO. R-91-07-34 AND R-91-07-35)

Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana, approved a Resolution 17-23-91, designating property at 4301 Engle Road, Fort Wayne, Indiana 46804 (Indiana Coatings Corporation) an Economic Revitalization Area. A description of the affected area can be inspected in the County Assessor's Office. Common Council will conduct a public hearing on whether the above described resolution should be affirmed, modified or confirmed or rescinded on Tuesday, August 13, 1991, at 7:00 P.M., EST, Common Council Conference Room 128, 1st Floor, City-County Bldg. Fort Wayne IN. If confirmed, said designation shall continue for one (1) year after confirmation. All interested persons are invited to attend and be heard at the public hearing.

Sandra E. Kennedy
City Clerk

FW Common Council
(Governmental Unit)

Allen County, Indiana

To: The Journal-Gazette Dr.
P.O. Box 100
Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

25 lines, 1 columns wide equals 25 equivalent lines
at 33 cents per line \$ 8.25

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two) 1.00

TOTAL AMOUNT OF CLAIM \$ 9.25

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 1
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: July 27, 19 91 Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL
(RESOLUTIONS NO. R-91-07-34 AND R-91-07-35)
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Common Council will conduct a public hearing on whether the above described resolution should be confirmed, modified and confirmed or rescinded on Tuesday, August 13, 1991, at 7:00 P.M., EST, Common Council Conference Room 128, 1st Floor, City-County Bldg. Fort Wayne IN
If confirmed, said designation shall continue for one (1) year after confirmation.
All interested persons are invited to attend and be heard at the public hearing.
Sandra E. Kennedy
City Clerk

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/ she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time(s), the dates of publication being as follows:

7/27/91

Subscribed and sworn to before me this 27th day of July, 19 91

Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994